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PTO/SB/97 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Application Number: 10/786,734

Filing Date: 2/25/2004

Certificate of Transmission under 37 CFR 1.8

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United States Patent and Trademark Office

on 06/20/2006
Date

Laurie Morgan
Signature

Laurie Morgan

Typed or printed name of person signing Certificate

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1. Request for Consideration of Previously Filed IDS References

Total pages including cover sheet: 5

BE1-0037US
(571) 273-8300

*Please notify us immediately (509-324-9256) if
there is a problem with the quality of this fax.*

Burden Hour Statement: This form is estimated to take 0.03 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

JUN 20 2006

PTO/SB/17 (12-04)

Approved for use through 07/31/2006. OMB 0551-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Effective on 12/08/2004.
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).**FEE TRANSMITTAL**
For FY 2005☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 0.00

Complete if Known

Application Number	10/786,734
Filing Date	2/25/2004
First Named Inventor	Paul B. Rivers
Examiner Name	Robert C. Watson
Art Unit	3723
Attorney Docket No.	BE1 0037US

METHOD OF PAYMENT (check all that apply)☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____☒ Deposit Account Deposit Account Number: 12-0769 Deposit Account Name: Lee & Hayes, PLLC

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

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FEE CALCULATION**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent	50	25
Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent	200	100
Multiple dependent claims	360	180

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims	Fee (\$)	Fee Paid (\$)
- 20 or HP =	x	50	=			
HP = highest number of total claims paid for, if greater than 20						
Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)			
- 3 or HP =	x	200	=			
HP = highest number of independent claims paid for, if greater than 3						

3. APPLICATION SIZE FEE

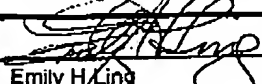
If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. Sec 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	/ 50 =	(round up to a whole number) x		

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other: _____

SUBMITTED BY		Registration No.	Telephone
Signature		58619	(509) 324-9256
Name (Print/Type)	Emily H. Ling	Date	6/20/06

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

S/N 10/786,734

Request for Consideration of Previously Filed IDS References

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

JUN 20 2006

1
2 Application Serial No. 10/786,734
3 Filing Date February 25, 2004
4 Inventorship Paul Brent Rivers
5 Applicant BellSouth Intellectual Property Corporation
6 Group Art Unit 3723
7 Examiner Robert C. Watson
8 Attorney's Docket No. BE1-0037US
9 Title: Line Clamp and Method
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Request for Consideration of Previously Filed IDS References

9 To: Mail Stop Amendment
Commissioner of Patents and Trademarks
10 P.O. Box 1450
11 Alexandria, Virginia 22313-1450

12 From: Emily H. Ling
13 Lee & Hayes, PLLC
14 421 W. Riverside Ave., Suite 500
15 Spokane, WA 99201
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S/N 10/786,734

Request for Consideration of Previously Filed IDS References

INTRODUCTORY COMMENTS

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2 Applicant respectfully requests consideration of the references originally
3 filed on March 10, 2004, in the Information Disclosure Statement. The return
4 postcard from the Office documenting receipt of the copies of the references and
5 the Information Disclosure Statement filed on March 10, 2004 is attached to this
6 request.
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S/N 10/786,734

Request for Consideration of Previously Filed IDS References

Information Disclosure Statement

The Office lined through three cited patent applications submitted with the Information Disclosure Statement filed March 10, 2004. Applicant can find no explanation why these references were not considered.

Without making any representation as to the materiality of the cited applications relative to the subject application or their status as prior art, Applicant submits that pending U.S. applications may, in some circumstances, qualify as prior art under one or more of 35 U.S.C. §§ 101 (double patenting) or 102(e), or under the judicially created doctrine of obviousness-type double patenting. Copies of the cited pending applications were provided along with the March 10, 2004 Information Disclosure Statement. Submission of these copies is documented in the Patent Application Information Retrieval System (PAIR).

Accordingly, Applicant requests that the PTO-1449 form from the March 10, 2004 IDS be initialed and returned, indicating that the listed U.S. applications have been considered.

Respectfully Submitted,

Dated: 6/20/06By: 

Emily H. Ling
Reg. No. # 58,619
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S.N. 10/786 734 Docket No. 030580
 Title: Linearizing Method

The PTO acknowledges, and has stamped hereon,
 the date of receipt of the below items, which were
 mailed 3-10-04

- ☐ New Pat. Appl. Tran.
 (Utility, Design, CPA, PROV.)
- ☐ Fee Transmittal (2x)
- ☐ Transmittal Letter
- ☐ PCT Request and fee calc. sheet
- ☐ PCT Chapter 2 Demand
- ☐ Specification
- ☐ sheets of informal drawings
- ☐ sheets of formal drawings
- ☐ Maint. Fee Transmittal (2x)
- ☐ Oath/App. of Agent
- ☐ Assignment
- ☐ Amendment
- ☐ 3.73 Statement
- ☐ Terminal Disclaimer
- ☐ Declaration(s)
- ☐ Information Disclosure Statement
- ☐ Form PTO SB/08A
- ☒ References
- ☒ RCE Transmittal
- ☒ Foreign Draft Check
- ☒ Issue Fee
- ☒ PTO Forms 85(b) (2x)
- ☒ Fee Indication Sheet
- ☒ check



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M.H.W. - 6